

1966

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University of San Diego School of Law Student Bar Association

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THE WOOLSACK

VOLUME 3, NUMBER 1 28

UNIVERSITY OF SAN DIEGO SCHOOL OF LAW

1966

Oxford Coming To U.S.D.

Oxford Professor To Compare English And American Theories



Spring Forum

Carter, James, Friedman, Cory Speak

On April 2, 1966 the University of San Diego School of Law presented its Spring Forum in the College for Women Theatre. The audience of over four hundred heard a discussion on the subject of "Legal Aid to the Indigent — Who's Responsibility?" The distinguished panel consisted of Professor C. Hugh Friedman, President of the Legal Aid Society; Alec Cory, President of the San Diego County Bar Association; Judge James M. Carter of the Federal District Court; William James, Assistant Attorney General for the State of California; and Professor Frank Engfelt as moderator who set the theme for the discussion.

Professor Friedman discussed whether or not the "poor person today has an equal opportunity to litigate?" He felt that justice under the law is a pretty hollow principle in its application to the poor. However he felt great strides have been made in the area with the Bar leading the way with a major effect to rectify the situation. He discussed the functions of the Legal Aid Society in this area but admitted that the society is poorly understaffed for the work load that it must carry. He announced that a request has been made to the federal government for a grant to establish a legal aid center in the low income neighborhoods of San Diego.

Friedman went on to say that the problem is not solved merely by providing physical facilities, the poor must be informed of the service. He said that "many poor people do not know enough to go for legal aid."

Alec Cory continued with a

ABA News Briefs

Registrations Heavy for Montreal

About 3,000 registrations had been received by mid-April for the annual meeting of the American Bar Association in Montreal in August. This compared to the total at the same time in 1964 when the attendance record was set at ABA's New York meeting.

The annual meeting proper will be August 8-11. This will be the second of two weeks of meetings of ABA and affiliated legal groups starting July 29. Registrations indicated many lawyers will combine a Canadian vacation with their trip to Montreal. Advance registrants will receive kits from the Canadian Government Travel Bureau to help plan vacations. Registrants also will receive copies of the final printed program by mail before they leave for the meeting.

Expect 1,500 in San Diego

Between 1,500 and 1,700 attorneys are expected to attend the Southwest Regional Meeting of the American Bar Association June 8-11 in San Diego. Featured speaker for the Thursday (June 9) luncheon will be Associate Justice Tom C. Clark of the U.S. Supreme Court. He will be introduced by ABA President Edward W. Kuhn. Also on this program will be Gov. Edmund G. "Pat" Brown of California. Friday's luncheon speaker will be E. Clinton Bamberger Jr., director of the legal services program of the

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Dean's Report

Since publication of the last issue of the Woolsack, several important developments have taken place in the Law School.

Professor Gerald Dawson has been appointed Assistant Professor of Law. Professor Dawson, for the past two years, has been teaching Code Pleading and Civil Procedure. Professor Dawson will teach two sections of Civil Procedure (Day and Evening Division) and a course in Code Pleading to be offered in each of the two semesters of the coming academic year. In addition, Professor Dawson will be Acting Assistant Dean until Sept. 1. In this capacity, Professor Dawson will be supervising the summer program and planning and carrying out this year's graduation.

Professor Dawson after an undergraduate degree from San Diego State College obtained his Juris Doctor degree from University of San Diego School of Law in 1963. He has worked for the Planning Commission of San Diego for some six or seven years and, after graduation from law school, has served as Chief Clerk of the District Court of Appeals for the Fourth District of the State of California.

Professor Dawson requires no great introduction to the student body. He is well known and certainly a welcome addition to the faculty.

There is no official word as yet as to the results of our application for admission to the Association of American Law Schools. The Executive Committee of the Association, following the report of the inspecting team, has considered our application at a

(Continued on page 3)

What is it like to study at Oxford? This is a question that can't really be answered, for there is nothing quite like Oxford anywhere else in the world. Yet this summer Oxford is coming to San Diego. True enough, the ancient traditions and atmosphere of this great school cannot be brought here, but its true essence is embodied in my dear friend Professor Ronald Maudsley who will be visiting professor at the University of San Diego, School of Law this summer.

Professor Maudsley is presently a fellow of Brasenose College, University of Oxford. In addition to his master's degree from Oxford he holds an S.J.D. degree from Harvard Law School; he has been visiting professor at the University of Miami, the University of Chicago and has served as examiner at the University of Khartoum, University College, Dar Es Salaam, University of Nigeria, and at several English Universities. After his assignment at the University of San Diego, he will be visiting professor of law at Cornell. From Cornell he will go on to London University to take a chair as professor of law. The significance of this appointment can only be appreciated if it is understood that the title of professor has a different meaning in English universities. In English universities there is only one professor in each field. Thus, Professor Maudsley will not be a professor of law at London, but the professor of law.

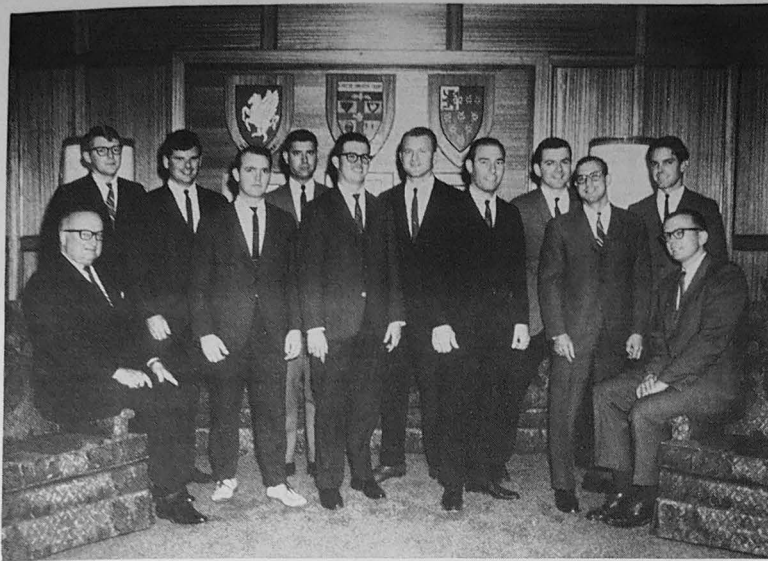
Professor Maudsley and I became close friends at Oxford, we were in the same college. He distinguished himself in sports, gaining blues in cricket, golf and rugby fives, and he earned a first class in row. He is a delightful person to know.

Professor Maudsley will teach Restitution and Penology. The Penology course will be concerned with everything from mental capacity to commit a crime through modern theories of rehabilitation — all matters of practical importance to bench, bar, students, accused and guilty. Throughout the course comparisons will be made between English and American theories and practices. He will be assisted in this course by Judge Stanforth, William Enright, P. H. Burrows, and Dr. Stanley Willis, a psychiatrist.

The eight-week course will commence June 20, 1966. The classes have been scheduled in the evening hours to permit lawyers and judges to attend.

If you have ever wanted to study at Oxford, you will have the opportunity this summer as Oxford comes to San Diego. I urge you to take advantage of this opportunity by making arrangements with Professor Gerald Dawson to enroll in Professor Maudsley's classes as soon as possible. Professor Dawson may be reached at 298-6114.

Gerald Brown
Presiding Justice
Fourth District Court of
Appeal
Division One



Fraternal News

Delta Theta Phi Started At U.S.D.

The newest member of the nation's fastest growing legal fraternity has been designated the Brandels-Holmes Senate. Delta Theta Phi's fourth entrant in California was named in honor of the closely aligned brothers of the U.S. Supreme Court.

Elected as the fraternity's first officers are: Joe Sciarretta, Dean; Jim Frye, Vice-Dean; Larry Boulger, Tribune; Ken Hake, Clerk of the Rolls; Gilbert Nares, Clerk of the Exchequer; Al Cole, Master of the Ritual; Tom Humphreys, Master of the Ritual elect; and Al Rosen, Bailiff.

Initiation of charter members and installation banquet will be conducted in early fall. Scheduled as one of the guest speakers for this initial event is Harold M. Heimbaugh, National Chancellor.

The past year has been a fruitful one. The senate has

withstood the difficulties of an organizational period and now looks forward to a more functional program. The men of Brandels-Holmes will continue to focus attention upon legal and academic service as more in harmony with the proper role of a legal fraternity. In keeping with this policy, we of DTP highly endorse the proposals of new SBA President Bob Kuhnert and his excellent staff, and urge inter-fraternal cooperation to assure their becoming a reality.

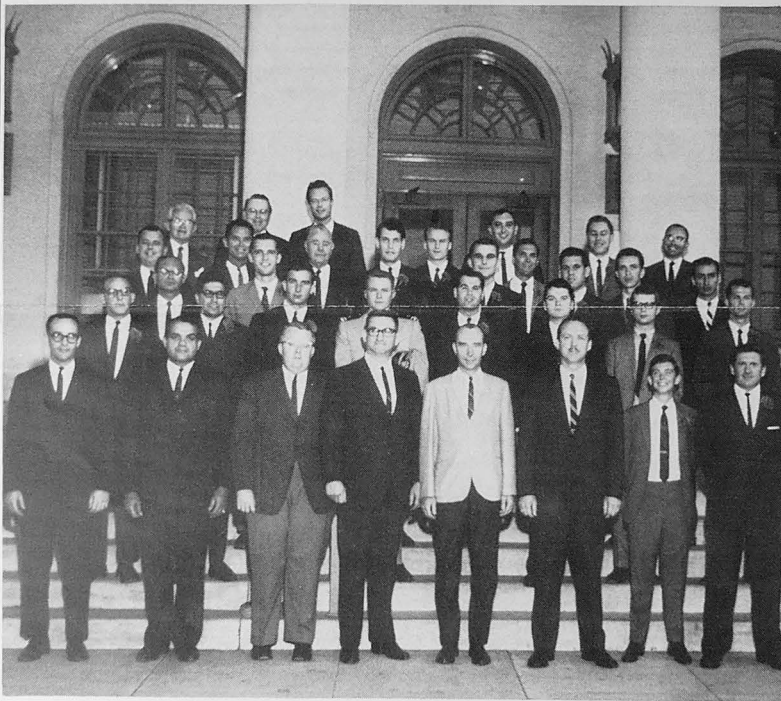
We take this opportunity to thank our moderators, professors Brock and Winters, for their dependable assistance; the San Diego County Alumni Senate for their responsive generosity and interest; District Chancellor Wallace Wolfe for his key role in the fraternity's formation; and the Student Bar for their encouragement.

Women's Group Names Officers

In its last formal meeting of the school year Phi Delta Delta, international legal fraternity for women, voted to give an award to the graduating senior who has made the greatest improvement in his scholastic average between his first year and his graduating year. This will be an annual award with a token trophy to be given to the senior meriting the award and a permanent trophy to be kept at the University of San Diego Law School.

At a dinner celebrating the installation of officers and the pledging of new students, practicing and student members and guests were entertained by Miss Patricia Mason. Miss Mason spoke about some of her early experiences in private practice. She advised young attorneys not to seek their first position with the attitude that it would be a permanent position, but rather to look for the kind of position which would enable them to get the greatest degree of experience and guidance. She urged young attorneys not to overlook the advantages of private practice.

Officers for the coming year are Dana McClain, President, Dortha Mallow, Vice-Pres., Treas., Prof. Susan Millar, Chancellor, Margie McDonald, Secy., and Veronica Roeser, Chaplain.



Initiation Held

On April 23, 1966, McCormick Chapter held its initiation in the San Diego Federal District Court-house. The outstanding group of new members consisted of: Professor John Thomas Montag, Dan Bershin, Tom Calverly, Bill Dysart, Mitchell Frankel, Leon Jancek, Stanley Margolis, John Obenaus, Tom Parker, James Ready Jr., Fred Riccardi, Ralph Ross, John Shane, Lynn Willhite, Robert Wilson, and Tom Wood. Among the prominent alumni present to welcome the new members were Mr. John Holler, Mr. McNeil, Mr. Walt McArthur, and Mr. John Irwin.

That evening at the MCRD Officers' Club a convivial happy hour went into overtime without any objections. Then followed an unusually good dinner. Very brief remarks were made by the honored guests: Dean Joseph Sinclitico, Professor Joseph Brock, Mr. Sandy Rae (District Justice), and Mr. John McCarthy (Alumni Clerk.) We then had a raffle of eight select gifts donated by the lovely and generous Mrs. Anne Johnson. The fun continued into the evening — a memorable occasion enjoyed by all.

A second initiation was held on May 10 in order to bring Frank Fasel and Howard Rosten into the group. Although we are sorry that they missed the big shindig on April 23, we are happy to welcome them into the fold at this time. At the May 10 meeting we also had an election of the new officers: Bill Dysart (Justice), Hank Mann (Vice Justice), John Shane (Clerk), Lynn Willhite (Treasurer), and Fred Riccardi (Marshall). They replace Bob Banta, Andre Fortier, Ed Brennan, John Politis, and Chuck Ostermeyer. Also to be elected were delegates to the National Convention to be held in Kansas City, Missouri on August 31, September 1, 2 and 3. They are Fred Riccardi, Bob Wilson.

Officers Install New Members

George Lerg, Student Bar President, was named the most outstanding member of Phi Delta Phi for the 1965-66 school year. While at U.S.D. Lerg participated in numerous extra-curricular activities. He was elected Class Representative his first year in law school, a member of the Woolsack staff, named to the Law Review and held numerous other posts prior to his election as S.B.A. President. George's name has been submitted to the national competition for the most outstanding P.D.P. in America.

Wigmore Inn recently held its initiation and welcomed 42 new members into the Inn. The ceremonies were conducted in Court Room of Judge Lazar—Judge presiding of the Superior Court. John Shenk, Province President, attended the initiation and informed us that we have one of the largest Inns in his Province. We presently boast on active membership of 95.

On April 12 the Inn chartered a sportfishing boat and 24 mem-

bers went deep sea fishing. Following an enjoyable day of fishing, a fish fry was held at school where the fish caught were barbecued and other selections were added to round out a gourmet dinner for all.

The last social affair of the school year consisted of a beach party at Mission Bay for members and their families. Those present enjoyed an afternoon of volleyball, water skiing, tree climbing, and pro football. Each party brought their own food with the fraternity furnishing the liquid refreshments.



USD Hosts ALSA Conference

USD recently hosted the Ninth Circuit Conference of the American Law Student Association. Colleges represented at the conference were Stanford University, the University of Arizona, USC, Golden Gate College, UCLA, California Western University and USD.

The delegates attended a series of business sessions during the day, a conference banquet and the Spring Forum in the evening.

LEGAL AID PROGRAM

Donald Feld of USD led the discussion for the first business session on the topic of the legal aid and defender program on the law student level. Many of the schools represented have an active student participation program in this area. The representatives indicated that their schools were enthusiastic over the results and desire a continuation of their programs.

USC's legal aid program offers one unit of credit for a student who puts in a total of 42 hours during a semester in an authorized activity. Most of the students are involved with domestic relations problems of persons on city and county welfare aid. They interview the person seeking legal advice and work with an attorney when necessary to complete the program.

University of Arizona students work through their Student Bar Association with the Legal Aid Society. Students who participate donate three hours per week at the Society's office. They aid the lawyers by researching cases and interviewing clients.

USF instituted a pilot program last year which has been extremely successful. Students do work on bail projects and assist in the defense of indigents accused of crimes. Stanford has a similar program.

Some law schools have applied

for grants from the Office of Economic Opportunity and the Ford Foundation to assist in financing their legal aid programs.

ELECTIONS

Dan Spence of Loyola was named National Vice President for the Ninth Circuit of ALSA after a hotly contested election. Dan promises to be an active coordinator among the member law schools.

ALSA BENEFITS

Arlan Preblud, Executive Vice President of ALSA from the University of Denver was put on the spot to demonstrate the value of membership in ALSA. He stated that the Association is planning for a scholarship and loan program, placement services, and associate membership in the American Bar Association for senior law students. At present he stated that ALSA offers a publication service on a variety of topics to its individual members.

FRESHMEN ORIENTATION PROGRAM

Robert Frandyl of USC led a discussion on the topic of freshman orientation. Some of the schools place the responsibility for their program on the faculty. Students from these schools felt their programs to be superior to those put on by the students. Other schools put the burden of running their programs on their respective Student Bar Associations.

Even though the persons running the orientation programs were from different groups, the programs themselves were very similar. The orientation program at USD was outlined by George Lerg and the idea was very favorably received.

The business sessions were ended with the delegates expressing their appreciation to Donald Feld for a well run and very informative conference.

SBA Boards Hold Joint Meeting



Law Review Convention

Jack McCabe and Paul McEwen, recently selected to the Editorial Board of the San Diego Law Review, represented USD at the 12th Annual Conference of Law Reviews, held March 31-April 1 in Miami, Florida.

Attended by more than 100 delegates, representing some 70 U.S. Law Schools, the Conference focused on the many problems confronting the publication of a high calibre legal periodical.

Editor-in-Chief McCabe noted that the general nature of the Conference was basically informal, utilizing the seminar method to discuss the various topics. Four large seminars, broken into small groups and each headed by a member of the host Miami Editorial Board, spanned the two day period. Beginning with topics like "The Purpose of a Law Review" and "The Selection of Articles," the seminars also considered more practical aspects such as "The Editing Process," "Selection of New Members," and "Distribution of the Law Review."

Lead Article Editor McEwen reported that the size of the seminars were small, ranging from 10 to 15 per group, and in this way, were particularly conducive to a broad exchange of ideas. Through the hard work of the Conference planners, the seminars were arranged so that the delegates never met with the same group of delegates more than once.

Neither of USD's delegates returned sporting the characteristic Miami tan which leads us to surmise that it was all work and no play in the Southern Resort Capital.

might be put to better use elsewhere.

There are many ways the SBA can be used for the benefit of both the student and the school. I plan to do all I can to make the association as beneficial as possible.

BOB KUHNERT

Quaere?

McCabe expressed gratitude to Sinclitico for making the informative trip possible. McCabe furthered the Law Review to Dean their reported that he had submitted USD as a possible candidate for Host of the 1967 Conference, but added that Hastings Law School was selected on the basis of its age and notoriety, and due to its location in the more cosmopolitan San Francisco. USD was selected, by the delegates, however, to serve on the Conference Committee for Planning and Continuity.

Application

(Continued from page 1)

meeting of the Executive Committee held in conjunction with the American Law Institute Conference in Washington this week. There is every indication that they will act favorably on our application. Official notice of the Committee's action will not be received for some three to four weeks.

The student body has been notified of the change in tuition rates. I am happy to report that the students, have recognized the need for this increase and have not hung the Dean in effigy for having added to their financial burden. I wish to reiterate once again that if any student finds himself in financial need, he should contact my office for possible assistance.

Students have also been notified of the change in curriculum which has been prompted largely by the change in Bar requirements of the State of California. We have to be sensitive to these changes because, at the present time, 75% of our student body plan to practice in this state. The changes reflect the elimination by the Board of Bar Examiners of five required courses.

These courses are Community Property, Trusts, Wills, Gift and Estate Tax and Sales. While these courses have been eliminated from the Bar, nevertheless

Culminating the campaigns for Student Bar offices, which saw the law school gayly decorated with posters for the many candidates, Bob Kuhnert was elected S.B.A. President for the coming year. In two hard fought contests Ed Sada and Mike Hughes were elected S.B.A. Vice-President and Treasurer respectively. Jack Phillips completed the executive committee elections by being elected to the post of Secretary.

The class representative elections were also held for the forthcoming year. Jim Miller was elected to represent the fourth year night class, Gene Theriault the third year day class, Bob Guskus the third year night class, Joe Murria the second year day class and John Green the second year night class.

Recently held was a joint meeting of the old and new boards at which time the new board was introduced to some of ins and outs of students government.

they still retain some interest for our students inasmuch as they do offer optional questions in these subjects. Additional major changes involve the combining of California Code Pleading with the Civil Procedure course for a total of six semester hours of Civil Procedure. It will be required in the first year for the Day Division and in the second year for the Evening Division. Constitutional Law will be expanded to a six-hour course from the present four hours assigned to it. The faculty has felt the need to restore this additional instruction time in this course because of its large value to lawyers, particularly in these ever-changing times. Conflict of Laws has now become a required course in view of the fact that it is one of the ten courses required by the Board of Bar Examiners.

The Summer Program this year will, as usual, be limited to very few courses but of outstanding merit. The student body and others have been apprized of the fact that we will offer a course in Restitution and Penology to be taught by Professor Ronald Maudsley of Oxford, England, and a course in Conflict of Laws to be taught by our own Professor, Frank Engfelt. Students are urged to attend these

(Continued on page 4)

President's Message

Thank you very much for your vote. I hope I will prove worthy of the confidence you have placed in me.

The Law School is growing rapidly. The SBA like the Law School must look to the future. An active SBA can enhance the reputation of both the school and the students. With the aid of the other officers and the class representatives I am planning an active association. I would like to take this opportunity to outline some of the plans for next year.

During this past school year the SBA began negotiating a merger with the San Diego Bar Association. This merger is not yet complete and I will do all I can to see it completed. This merger will give us a chance to become better acquainted with local attorneys. This union will certainly aid us in placement.

Another major endeavor of the coming year will be the establishment of a national speaker's program. I hope we can have at least two speakers next year. We will invite men such as Attorney General Katzenbach and Chief Justice Traynor. Other law schools have excellent speaker programs and there is no reason why such a program cannot be a success at USD.

In addition to the merger and the national speaker's program, the SBA will be working closely with the fraternities during the coming year. Both the SBA and the fraternities can be more effective if they join forces on

The Student Bar Association's Annual Spring Ball will be held in the Palm Room of the U.S. Grant Hotel, Saturday, June 4, 1966. The cocktails will start flowing at 7:00 p.m., dinner is at 8:00 p.m., and the dancing will go from 9:00 p.m. to 1:00 or 2:00 a.m. The diners will be either a pot roast of beef at \$3.70 or a 12-oz. New York steak for \$5.50. The tickets are on sale in the faculty secretary's office, and you should pick yours up before May 20, 1966. (The deadline is for planning on the choice of dinners). The six piece band will play both the old and the new and it is hoped that not only the members of the faculty and student bar, but also the alumni will gather for an evening of good times.

As this will be my last opportunity to address myself to the readers of the Woolsack, and because I am well known as a man of few words, I would like to say thank you to all of those who have assisted me in the administration of the Student Bar Association.

THANK YOU,
GEORGE LERG

many programs, social as well as educational.

One of the first steps taken by the new SBA officers will be a re-evaluation of our ALSA policies. The benefits derived from our 100% membership in this organization are nebulous. It is quite possible that the funds now spent on ALSA membership

Courses

(Continued from page 3)

courses if at all possible. They are outstanding and certainly the student body should take advantage of them. I realize that even though they sit for these courses for credit, students will not relieve their financial obligation during the regular academic year proportionately, nevertheless they are of extreme value and should consider taking one or more if possible. The Evening Division students will have an opportunity by taking these courses, to be relieved of some of their study requirements during the regular academic year. This is important to Evening Division students whose principal duties in connection with their employment often do not leave enough time to devote to the study of law.

Graduation this year has been changed to June 8, 2 p.m., in the Alcala Bowl (Greek Theatre) on the West side of the Law School. We are very honored and privileged this year to have as the principal Commencement speaker, Justice Tom Clark of the U.S. Supreme Court. We are doubly honored by having the president of the American Bar Association, Mr. Edward Kuhn, the latter will participate in the Commencement and be the recipient of an Honorary Doctor of Law Degree. And lastly, but certainly not least, our own Chancellor Booth of the Diocese of San Diego, who is the first Regent of the Law School, will also be the recipient of an Honorary Degree.

I am happy to announce that our former Acting Dean of the Law School, General George W. Hickman, will be attending our graduation ceremonies this year. General Hickman, for those of you who do not know him, certainly made a large contribution to this law school and is most welcome.

I don't know whether this newspaper will be published prior to final examinations. In any event, in the hope that it will, I want to take this opportunity to wish each and every student very best in their final semester examinations this year.

ABA News

(Continued from page 1)

Office of Economic Opportunity. Presiding over this session will be ABA President-Elect Orison S. Marden of New York. Eight panel discussions will be held on a variety of topics ranging from "Civil Disobedience and the Law" to "Time for Money."

International Bar Meeting

President Edward W. Kuhn of the American Bar Association will lead an ABA delegation of about 60 official and alternate delegates to the International Bar Association Conference in Lausanne, Switzerland, July 11-15. Conference topics will include problems of international practice; lay law practice; anti-trust in international licensing; lawyers in developing nations; and news coverage of criminal proceedings.

Bar Praised for Lobbying

In a statement discussing leg-

islative lobbying and tracing the history of its regulation, Sen. Robert C. Byrd (D-W. Va.) said the American Bar Association is "among the most pre-eminent of organizations engaged in lobbying in its broadest and most honorable sense." Sen. Byrd wrote that bar associations generally are entitled to high marks for carrying on legislative activities with an eye to "the larger view of the public interest." This type of lobbying is helpful to Congress and essential to the democratic process, he said.

Aid Law Schools

The Association of American Law Schools and the American Bar Association have been instrumental in achieving a policy change affecting the eligibility of law schools for grants under the Higher Educational Facilities Act. The first result is a \$607,766 grant to St. Mary's University School of Law in San Antonio, Texas, for a new building. The grant followed a policy change by the Advisory Committee on Graduate Education in the U.S. Office of Education after Congress made it clear that law schools were to be considered graduate schools under the act. Previous administrative policy, criticized by both AALS and ABA, authorized funds only for law schools offering advanced degrees. Under the new policy, law schools granting only the first degree in law also are regarded as graduate schools under the Act's Title II — designated specifically to aid graduate institutions.

New Council Makes First Grants
Three grants totaling \$23,000

Law

Wives

With the closing of this school year the Law Wives Club saw the installation of the new executive board for the coming year 1966-67. A tea was held April 16 at the Valley Ho Restaurant honoring the new officers.

The new officers are: Mrs. John D. Mann, president; Mrs. Charles E. Jones, first vice-president; Mrs. Ralph G. Estrada, second vice-president; Mrs. J. Michael McDade, recording secretary; Mrs. Arnold R. Madigan, corresponding secretary; Mrs. Edward M. Krug, treasurer. Mrs. Joseph Sinclitico has graciously consented to serve as faculty advisor for the coming year.

The new board will serve as hostesses for the reception that will be held in the main foyer of the law school at the conclusion of the graduation ceremony June 8.

Cookies, along with a wine punch or, for those who prefer, a fruit punch will be served.

The function of the Law Wives Club is to serve as a social organization and to promote good fellowship among the wives of law students. The board is enthusiastically planning for the coming year and any suggestions or requests will be very gladly received by either Mrs. Mann or Mrs. Estrada.

have been made by the new Council on Education in Professional Responsibility which includes representatives of the American Bar Association, Association of American Law Schools and National Legal Aid and Defender Association. The grants to the University of North Dakota, University of Chicago and Law Students Civil Rights Research Council were the first under a grant of \$950,000 from the Ford Foundation. North Dakota was granted \$1,000 to support summer fellowships for law students with trial court judges; Chicago \$13,000 to continue a project of summer internships; and LSCRR \$9,000 to support 20 summer internships for law students in civil rights and anti-poverty programs.

LAW REVIEW

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Spring Forum

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discussion of the voluntary services extended to the poor by members of the local bar. He suggested that perhaps a rotating list of attorneys could be established from which the poor could freely select their own counsel. He stated that something analogous to Medicare might be established in the legal field to supply the poor with the needed legal services.

Judge Carter presented some current ideas on the subject of bail. He indicated that a judge's discretion is possibly the most effective control device available. Certain persons can be released on their own recognizance with no bail being required. However he felt that some groups presented extremely poor risks and should possibly not be released on bail. These included alien nationals; people with no monetary ties so that they would feel no restraint to prevent them from jumping bail; and narcotic addicts. He went on to say that judges have been able to effect the desired result by adjusting the bail requirements to fit the circumstances — raising the bail on circumstances indicating a high risk factor and releasing one on his own recognizance at the other extreme.

William James discussed how California was meeting its responsibilities by assigning counsel to indigents unable to pay for counsel, providing transcripts of the trial free of charge, and allowing for remuneration to counsel who undertakes an appeal for the accused. He stated that indigents are generally considered to be those who are financially unable to obtain adequate defense. He went on to state that in many counties the Public Defender's office has become the most efficient means of providing counsel, whereas in other counties court assigned counsel appeared to be adequate at the present time.

Engfelt next discussed the present use in some states of students to appear in court for the indigents under supervision of qualified lawyers. He asked the panelists' opinion of whether the same practice should be allowed in California.

Cory stated the practice is not presently allowed under the rules of the California Bar. He did not believe that there is any plan at the present time to allow the practice in California.

Friedman thought that students could be a help to the Legal Aid Society. He stated however that the aid an indigent would receive under the plan set forth by Professor Engfelt would be less than that which the indigent would receive from a qualified lawyer.

James noted that law students have for many years helped the legal aid societies in California. He further stated however that the indigents presently complain about the representation they receive from qualified and experienced counsel and that complaints certainly would increase with the use of students to represent these same persons.

Judge Carter closed the panel discussion by noting that there is presently a plan under way to have students aid counsel and appear in court with the lawyer he assists.

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